

**CITY COUNCIL OF THE CITY OF SAN DIEGO
SUPPLEMENTAL DOCKET NUMBER 1
FOR THE REGULAR MEETING OF
MONDAY, DECEMBER 1, 2003**

SPECIAL ORDERS OF BUSINESS

ITEM-S400: Tree of Life Day.

COUNCILMEMBERS FRYE'S AND ATKINS' RECOMMENDATION:

Adopt the following resolution:

(R-2004-628)

Proclaiming December 1, 2003, to be "Tree of Life Day" in the City of San Diego, and commending Mama's Kitchen's staff and all the volunteers who reach out everyday to those individuals living with AIDS in San Diego County.

ADOPTION AGENDA, CONSENT ITEM
ORDINANCE TO BE INTRODUCED:

* ITEM-S401: Amending the San Diego Municipal Code Relating to Signs.

CITY ATTORNEY'S RECOMMENDATION:

Introduce the following ordinance:

(O-2004-67)

Introduction of an Ordinance amending Chapter 9, Article 5, Division 1, of the San Diego Municipal Code by amending Section 95.0107; amending Chapter 12, Article 6, Division 2, by adding Section 126.0207; amending Chapter 12, Article 6, Division 4, by adding Section 126.0406; amending Chapter 12, Article 9, Division 7 by adding Sections 129.0731 and 129.0732; amending Chapter 12, Article 9, Division 8 by adding new Sections 129.0808 and 129.0809 and renumbering current Sections 129.0808, 129.0809, 129.0810, 129.0811, 129.0812, 129.0813, and 129.0814 to new Sections 129.0810, 129.0811, 129.0812, 129.0813, 129.0814, 129.0815, and 129.0816, respectively; and amending Chapter 14, Article 2, Division 12, by amending Section 142.1210, all relating to signs.

SUPPORTING INFORMATION:

City Council action is requested to amend Chapters 9, 12, and 14 of the San Diego Municipal Code (SDMC) relating to signs. These minor changes will update the sign regulations contained in the SDMC based on recent First Amendment case law, furthering the goals of the sign regulations, including traffic safety and the aesthetic character of the City. The first change will add several safeguards to sign permit procedures. These safeguards will require the City to approve or deny an application for a sign-related permit within a definite period of time. The safeguards will also refer to state law allowing expedited judicial review of permit decisions affecting First Amendment protections. The second change affirms the SDMC's content neutrality by allowing the owner of an otherwise legal sign to substitute non-commercial speech for commercial or other non-commercial speech.

Ewell/Gwinn